

FIRST REGULAR SESSION

# HOUSE BILL NO. 349

## 97TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES BROWN (Sponsor) AND GATSCHENBERGER (Co-sponsor).

0806H.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal section 301.130, RSMo, and to enact in lieu thereof one new section relating to license plates for property-carrying commercial motor vehicles.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 301.130, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 301.130, to read as follows:

301.130. 1. The director of revenue, upon receipt of a proper application for registration, required fees and any other information which may be required by law, shall issue to the applicant a certificate of registration in such manner and form as the director of revenue may prescribe and a set of license plates, or other evidence of registration, as provided by this section. Each set of license plates shall bear the name or abbreviated name of this state, the words "SHOW-ME STATE", the month and year in which the registration shall expire, and an arrangement of numbers or letters, or both, as shall be assigned from year to year by the director of revenue. The plates shall also contain fully reflective material with a common color scheme and design for each type of license plate issued pursuant to this chapter. The plates shall be clearly visible at night, and shall be aesthetically attractive. Special plates for qualified disabled veterans will have the "DISABLED VETERAN" wording on the license plates in preference to the words "SHOW-ME STATE" and special plates for members of the National Guard will have the "NATIONAL GUARD" wording in preference to the words "SHOW-ME STATE".

2. The arrangement of letters and numbers of license plates shall be uniform throughout each classification of registration. The director may provide for the arrangement of the numbers in groups or otherwise, and for other distinguishing marks on the plates.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17           3. All property-carrying commercial motor vehicles to be registered at a gross weight in  
18 excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local  
19 transit buses, school buses, trailers, semitrailers, motorcycles, motortricycles, motorscooters and  
20 driveaway vehicles shall be registered with the director of revenue as provided for in subsection  
21 3 of section 301.030, or with the state highways and transportation commission as otherwise  
22 provided in this chapter, but only one license plate shall be issued for each such vehicle, **except**  
23 **as provided in this subsection. The applicant for registration of any property-carrying**  
24 **commercial vehicle may request and be issued two license plates for such vehicle, and if**  
25 **such plates are issued, the director of revenue shall provide for distinguishing marks on**  
26 **the plates indicating one plate is for the front and the other is for the rear of such vehicle.**  
27 **The director may assess and collect an additional charge from the applicant in an amount**  
28 **not to exceed the fee prescribed for personalized license plates in subsection 1 of section**  
29 **301.144.**

30           4. The plates issued to manufacturers and dealers shall bear the letters and numbers as  
31 prescribed by section 301.560, and the director may place upon the plates other letters or marks  
32 to distinguish commercial motor vehicles and trailers and other types of motor vehicles.

33           5. No motor vehicle or trailer shall be operated on any highway of this state unless it  
34 shall have displayed thereon the license plate or set of license plates issued by the director of  
35 revenue or the state highways and transportation commission and authorized by section 301.140.  
36 Each such plate shall be securely fastened to the motor vehicle or trailer in a manner so that all  
37 parts thereof shall be plainly visible and reasonably clean so that the reflective qualities thereof  
38 are not impaired. Each such plate may be encased in a transparent cover so long as the plate is  
39 plainly visible and its reflective qualities are not impaired. License plates shall be fastened to  
40 all motor vehicles except trucks, tractors, truck tractors or truck-tractors licensed in excess of  
41 twelve thousand pounds on the front and rear of such vehicles not less than eight nor more than  
42 forty-eight inches above the ground, with the letters and numbers thereon right side up. The  
43 license plates on trailers, motorcycles, motortricycles and motorscooters shall be displayed on  
44 the rear of such vehicles, with the letters and numbers thereon right side up. The license plate  
45 on buses, other than school buses, and on trucks, tractors, truck tractors or truck-tractors licensed  
46 in excess of twelve thousand pounds shall be displayed on the front of such vehicles not less than  
47 eight nor more than forty-eight inches above the ground, with the letters and numbers thereon  
48 right side up or if two plates are issued for the vehicle pursuant to subsection 3 of this section,  
49 displayed in the same manner on the front and rear of such vehicles. The license plate or plates  
50 authorized by section 301.140, when properly attached, shall be prima facie evidence that the  
51 required fees have been paid.

52           6. (1) The director of revenue shall issue annually or biennially a tab or set of tabs as  
53 provided by law as evidence of the annual payment of registration fees and the current  
54 registration of a vehicle in lieu of the set of plates. Beginning January 1, 2010, the director may  
55 prescribe any additional information recorded on the tab or tabs to ensure that the tab or tabs  
56 positively correlate with the license plate or plates issued by the department of revenue for such  
57 vehicle. Such tabs shall be produced in each license bureau office.

58           (2) The vehicle owner to whom a tab or set of tabs is issued shall affix and display such  
59 tab or tabs in the designated area of the license plate, no more than one per plate.

60           (3) A tab or set of tabs issued by the director of revenue when attached to a vehicle in  
61 the prescribed manner shall be prima facie evidence that the registration fee for such vehicle has  
62 been paid.

63           (4) Except as otherwise provided in this section, the director of revenue shall issue plates  
64 for a period of at least six years.

65           (5) For those commercial motor vehicles and trailers registered pursuant to section  
66 301.041, the plate issued by the highways and transportation commission shall be a permanent  
67 nonexpiring license plate for which no tabs shall be issued. Nothing in this section shall relieve  
68 the owner of any vehicle permanently registered pursuant to this section from the obligation to  
69 pay the annual registration fee due for the vehicle. The permanent nonexpiring license plate shall  
70 be returned to the highways and transportation commission upon the sale or disposal of the  
71 vehicle by the owner to whom the permanent nonexpiring license plate is issued, or the plate may  
72 be transferred to a replacement commercial motor vehicle when the owner files a supplemental  
73 application with the Missouri highways and transportation commission for the registration of  
74 such replacement commercial motor vehicle. Upon payment of the annual registration fee, the  
75 highways and transportation commission shall issue a certificate of registration or other suitable  
76 evidence of payment of the annual fee, and such evidence of payment shall be carried at all times  
77 in the vehicle for which it is issued.

78           (6) Upon the sale or disposal of any vehicle permanently registered under this section,  
79 or upon the termination of a lease of any such vehicle, the permanent nonexpiring plate issued  
80 for such vehicle shall be returned to the highways and transportation commission and shall not  
81 be valid for operation of such vehicle, or the plate may be transferred to a replacement vehicle  
82 when the owner files a supplemental application with the Missouri highways and transportation  
83 commission for the registration of such replacement vehicle. If a vehicle which is permanently  
84 registered under this section is sold, wrecked or otherwise disposed of, or the lease terminated,  
85 the registrant shall be given credit for any unused portion of the annual registration fee when the  
86 vehicle is replaced by the purchase or lease of another vehicle during the registration year.

87           7. The director of revenue and the highways and transportation commission may  
88 prescribe rules and regulations for the effective administration of this section. No rule or portion  
89 of a rule promulgated under the authority of this section shall become effective unless it has been  
90 promulgated pursuant to the provisions of section 536.024.

91           8. Notwithstanding the provisions of any other law to the contrary, owners of motor  
92 vehicles other than apportioned motor vehicles or commercial motor vehicles licensed in excess  
93 of eighteen thousand pounds gross weight may apply for special personalized license plates.  
94 Vehicles licensed for eighteen thousand pounds that display special personalized license plates  
95 shall be subject to the provisions of subsections 1 and 2 of section 301.030.

96           9. No later than January 1, 2009, the director of revenue shall commence the reissuance  
97 of new license plates of such design as directed by the director consistent with the terms,  
98 conditions, and provisions of this section and this chapter. Except as otherwise provided in this  
99 section, in addition to all other fees required by law, applicants for registration of vehicles with  
100 license plates that expire during the period of reissuance, applicants for registration of trailers  
101 or semitrailers with license plates that expire during the period of reissuance and applicants for  
102 registration of vehicles that are to be issued new license plates during the period of reissuance  
103 shall pay the cost of the plates required by this subsection. The additional cost prescribed in this  
104 subsection shall not be charged to persons receiving special license plates issued under section  
105 301.073 or 301.443. Historic motor vehicle license plates registered pursuant to section 301.131  
106 and specialized license plates are exempt from the provisions of this subsection. Except for new,  
107 replacement, and transfer applications, permanent nonexpiring license plates issued to  
108 commercial motor vehicles and trailers registered under section 301.041 are exempt from the  
109 provisions of this subsection.

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